

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :
Antje GUPTA *et al.* : Confirmation No. 3865
U.S. Patent Application No. 10/561,043 : Group Art Unit: N/A
Filed: December 16, 2005 : Examiner: N/A
For: OXIDOREDUCTASE FROM PICHIA CAPSULATA

RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE**Mail Stop Missing Parts**

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the Notification of Defective Response dated December 28, 2006, the period for response to which is set to expire on Monday January 29, 2007. Submitted herewith are the following:

- CRF of the sequence Listing x 2;
- A statement (set forth below) averring that the CFR copies of the sequence listing are identical to that carried on pages 1/5 - 5/5 following the claims in the German Language International Publication WO 2004/111083 A2;
- Second preliminary amendment directing entry into the application;
- A copy of the Notification of Defective Response (December 28, 2006).

STATEMENT AS TO INDENTICALITY

37 CFR 1.821(f) - Applicants hereby state that the information recorded in the readable computer readable form is identical to the written (CD and paper) sequence listings carried at the ends of the International Publication WO 2004/111083 A2, and the above-mentioned revised translation.

Please charge any deficiencies in the enclosed fees to Deposit Account 07-1337 and direct any inquiries in connection with this application directly to the undersigned.

Respectfully submitted,

LOWE HAUPTMAN & BERNER, LLP

A handwritten signature in cursive script that reads "Kenneth M. Berner".

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January 29, 2007